

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF WISCONSIN**

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In re:

Robert C. Weintz

Debtor.

Case No.19-30166-beh  
Chapter 13

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**NOTICE AND REQUEST TO MODIFY CONFIRMED CHAPTER 13 PLAN**

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Robert C. Weintz (Debtor) filed papers with the Court requesting modification of the confirmed Chapter 13 Plan in the above case.

**Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)**

If you do not want the Court to confirm the modified plan as proposed, or if you want the Court to consider your views on the request, then on or before 21 days after service of this notice, you or your attorney must:

File with the Court a written request for hearing that contains a short and plain statement of the factual and legal basis for the objection. File your written request electronically or mail it to:

Clerk of Bankruptcy Court  
517 E. Wisconsin Avenue  
Room 126  
Milwaukee, WI 53202-4581

If you mail your request to the Court for filing, you must mail it early enough so the Court will **receive** it on or before the expiration of 21 days.

If you or your attorney do not take these steps, the Court may decide that you do not oppose the request and may enter an order confirming the modified plan.

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## REQUEST TO MODIFY CONFIRMED CHAPTER 13 PLAN

1. The person requesting this plan modification is:  
☒ the Debtor;  
☐ the Chapter 13 Trustee;  
☐ the holder of an unsecured claim, Name: \_\_\_\_\_
2. Service: A certificate of service must be filed with this request for plan modification. Designate one of the following:  
☒ A copy of this proposed modification has been served on the parties (the debtor, the trustee, the United States trustee and all creditors) as required by Fed. R. Bank. P. 3015(g); or  
☐ A motion requesting limited service is being filed simultaneously with the Court.
3. I request the following modification of the Chapter 13 Plan last confirmed by the Court:  
  
Part 2: Plan Payments and Length of Plan  
  
2.1 The Debtor will pay \$458 per month for 28 months followed by 1 payment of \$500. Beginning in April 2022 the Debtor will pay \$530 per month for the remaining 31 months.  
  
  
Part 3: Treatment of Secured Claims  
  
3.1 Maintenance of payments and cure of default, if any  
POC 8 of PHH Mortgage Corporation shall be handled in this section. \$5,441.70 shall be paid pro-rata over the remainder of the Plan.  
  
  
3.3 Secured claims excluded from 11 U.S.C. § 506.  
Remove Wells Fargo Auto Finance from this section  
  
  
3.5 Surrender of Collateral.  
Add Wells Fargo Auto Finance to this section for surrender of the 2012 Chevy Malibu  
  
  
Part 4: Treatment of Fees and Priority Claims  
  
4.3 Attorney Fees. The balance of the fees owed to the attorney for the debtor is increased from \$1,600 to \$1,900.

All remaining terms of the Chapter 13 Plan confirmed on March 2, 2020 are unaffected. In the event of a conflict between the terms of the confirmed Plan and the terms of this modification, the terms of this modification control.

WHEREFORE, the proponent requests that the Court approve this modification to the confirmed Chapter 13 Plan.

### **CERTIFICATION**

Each proponent or the attorney for each proponent must sign this certification. If the proponent is the Debtor, the Debtor's attorney must sign this certification, and the Debtor may, but is not required to sign. If the Debtor does not have an attorney, the Debtor must sign this certification.

**The provisions in this modified Chapter 13 plan are identical to those contained in the official local form other than the changes listed in part 3.**

I certify under penalty of perjury that the foregoing is true and correct.

Respectfully submitted 5/10/2022

\_\_\_\_\_  
*Robert C. Weintz*

\_\_\_\_\_  
*(typed name of proponent)*

/s/ Robert L. Crowley  
*Robert L. Crowley*  
Attorney for proponent  
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